

Mar-12-04 12:41 From-Pillsbury Winthrop LLP 703-905-2500 T-184 P.001/002 F-476

Intellectual Property Group of  
Pillsbury Winthrop LLP  
Attorneys at Law  
P.O. Box 10500  
McLean, VA 22102

Telephone: (703) 905-2000

Our Facsimile #: (703) 905-2500

FACSIMILE TRANSMISSION

TO: UNITED STATES PATENT AND TRADEMARK OFFICE

FACSIMILE #: (703) 308-7724

No. Pages (Including this page) \_\_\_\_\_ FAX Opr: \_\_\_\_\_

IF YOU DO NOT RECEIVE CLEARLY ALL PAGES, PLEASE CONTACT US IMMEDIATELY

By Telephone AT: (703) 905-2000 (local)  
or (703) 905-2000 (local)

->->->

USPTO:

PLEASE ACKNOWLEDGE CLEAR RECEIPT OF ALL PAGES INDICATED  
ABOVE BY FAXING THIS PAGE BACK TO ONE OF OUR FACSIMILE  
NUMBERS STATED ABOVE

In re PATENT APPLICATION of  
Inventor(s) Nishioka et al.

Appln. No. 09/957,471

Group Art Unit: 2872

Examiner: Lester

series code ↑ ↑ serial no.  
Filed: September 21, 2001

Atty. Dkt. PM 9523/283651

M#

TITLE: OPTICAL APPARATUS

Date: March 12, 2004

Name or type of signed paper being transmitted:

Request for New Office Action and Reset of Response Period

MESSAGE:

**PLEASE DELIVER IMMEDIATELY TO:  
Examiner Lester, Group 2872**

(ATTN: Atty/Sec.: Transmit only one paper herewith. For papers not acceptable by fax, see back side or LAN Forms Directory PAT-286 Rear. Do not file originals but fasten them in our file (left side) with this sheet and fax receipt on top. Do NOT send the originals nor a confirmation copy to the PTO.)

**CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Name Henry J. Daley Sig. HJD Date March 12, 2004

9523/283651

C# / M#

Attorney Docket: 009523-0283651  
Client Reference: OL97501N-US

RECEIVED  
CENTRAL FAX CENTER

MAR 12 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of:  
NISHIOKA ET AL.

Confirmation Number: 4064

Application No.: 09/957,471

Group Art Unit: 2872

Filed: September 21, 2001

Examiner: Lester, Evelyn A.

Title: OPTICAL APPARATUS

REQUEST FOR NEW OFFICE ACTION  
AND RESET OF  
RESPONSE PERIOD

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated December 18, 2003, it is respectfully requested that a new Office Action be issued and the response period be reset to run from the date of the new Office Action. This request is being made for the following reason.

The Examiner's Section 102(f) rejection presents two columns of drawings, but fails to specify the source of those drawings. Applicants are therefore unable to respond to this rejection.

It is therefore respectfully suggested that this Request is in order and that a new Office Action should be issued, and the response period be reset.

Respectfully submitted,  
PILLSBURY WINTHROP LLP

  
FJ

HENRY J. DALEY  
Reg. No. 42459  
Tel. No. (202) 775-9832  
Fax No. 703 905-2500

Date: March 12, 2004  
P.O. Box 10500  
McLean, VA 22102  
(703) 905-2000